## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:James T.E. McDonnell,) Re: Information Disclosure et al.

U.S. Appln. No.: not yet sassigned assigned

U.S. Filing Date: concurrently Examiner: not yet assigned herewith

International Application No: PCT/GB01/02291

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23 May 2001

Our Ref.: B-4458PCT 619452-2

For: "LOCATION-BASED DATA ACCESS CONTROL"

Date: January 22, 2002

Commissioner of Patents and Trademarks Box PCT Washington, D.C. 20231

Attn: United States Designated/Elected Office (DO/EO/US)

Sir:

In accordance with the Applicants' duty to disclose information which may be material to the examination of this application, the undersigned respectfully requests that the Examiner consider on the merits the documents listed on the enclosed Form PTO-1449 (modified) before issuing the first Office Action on the merits.

The documents listed in the enclosed Form PTO-1449 (modified) include the documents cited in the PCT International Search Report of the subject PCT application and the Search Report of corresponding Great Britain Application No. 0012445.3. Copies of the PCT International Search Report, British Search Report, and the documents cited on the enclosed Form PTO-1449 (modified) are also enclosed herewith.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is

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considered to be, material to patentability, or that no other material information exists.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. (Notice of January 9, 1992, 1135 O.G. 13-25, at 25.)

The person making this statement is the practitioner who signs below on the basis of information supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)) and on the basis of information in the practitioner's file.

If any fees are due, please charge our Deposit Account No. 12-0415 or credit any overpayment to our Account No. 12-0415. No fees should be due because this Information Disclosure Statement is being filed concurrently with the above-identified U.S. patent application.

Respectfully submitted,

Richard P. Berg

Attorney for Applicant

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Enclosures: Form PTO-1449 (modified) (1 page)

copy of International Search Report (8 pages) copy of Great Britain Search Report (1 page)

copies of documents listed in Form PTO-1449 (modified)